



Express Mail Label No. EV 336 041 288 US

Attorney Docket No. 37167-8039.US00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Balbierz and Johnson

SERIAL No.: 09/823,903

FILED: March 30, 2001

FOR: **TISSUE BIOPSY AND TREATMENT
APPARATUS AND METHOD**

EXAMINER: Vrettakos

ART UNIT: 3739

CONFIRMATION No.: 7575

Amendment Under 37 C.F.R. 1.116

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Drawing Inconsistency with Specification dated August 25, 2004 in the above-identified application, please amend the above-identified application as follows.

Amendments to the Specification begin on page 2.

Remarks/Arguments begin on page 3 of this paper.

SEP 29 2004

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Attorney Docket No. 37167-8039.US00 (13724-844)

Applicant: Balbierz and Johnson
Serial No.: 09/823,903
Filing Date: March 30, 2001
For: TISSUE BIOPSY AND TREATMENT
APPARATUS AND METHOD
Examiner: VRETTAKOS, PETER J.
Group Art Unit: 3739
Confirmation No. 7575

Mail Stop ISSUE FEE

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. Transmitted herewith are the following:

- ☒ An Amendment after Allowance under 37 CFR §1.312 in Response to Notice of Drawing Inconsistency with Specification

2. Entity Status

- ☒ Small Entity Status (37 CFR 1.9 and 1.27) is proper for this case.

3. Conditional Petition for Extension of Time:

An Extension of Time is requested to provide for timely filing if necessary for timely filing of this transmittal and enclosures.

4. Provisional Fee Authorization

Please charge any underpayment in fees for timely filing of this transmittal and enclosures to Deposit Account No. 50-2207.

Respectfully submitted,
Perkins Coie LLP

Jacqueline F. Mahoney

Jacqueline F. Mahoney
Registration No. 48,390

Date: Sept 27, 2004

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